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PRICEWATERHOUSECOOPERS LLP

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

STEVE RABIN and JOHN CHAPMAN, *on behalf
of themselves, and all others similarly situated,*

Plaintiff,

v.

PRICEWATERHOUSECOOPERS LLP,

Defendant.

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[Additional counsel listed on next page]

*Attorneys for Plaintiff and Proposed Class
and Collective Members*

Case No. 3:16-cv-02276-JST

Hon. Jon S. Tigar

**JOINT STIPULATION & ~~[PROPOSED]~~
ORDER RE AGE PROXY AND
COMPARATORS**

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1 Plaintiffs Steve Rabin and John Chapman (“Plaintiffs”) and Defendant
2 PricewaterhouseCoopers LLP (“PwC”) (collectively, the “Parties”) hereby stipulate as follows:

3 WHEREAS, on April 19, 2017, the Court denied Plaintiffs’ request for PwC’s entire
4 applicant database and ordered that, at this pre-conditional certification stage, the Parties should
5 pursue an agreed-upon two-step process for Plaintiffs’ selection of an age proxy and for PwC’s
6 production of information from certain data fields related to potential class members and their
7 comparators. Dkt. No. 105 (“Discovery Order”) at 3;

8 WHEREAS, the Parties are in discussions about an age proxy, including about the propriety
9 and substance of Plaintiffs’ request for additional information about PwC’s applicant database, as
10 well as the next question of what constitutes an appropriate “comparator” for purposes of providing
11 data at this stage;

12 WHEREAS, if the Parties do not reach agreement on these issues, they will submit a joint
13 letter brief on May 23, 2017, presenting their disagreement;

14 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED THAT, the Parties’
15 briefing on these issues shall adhere to the following schedule:

- 16 • May 10 and 12, 2017 -- Plaintiffs provided PwC with an update on Plaintiffs’ position on the
17 age proxy and comparator issues;
- 18 • May 16, 2017 -- PwC to provide Plaintiffs with any revision to its position on the age proxy
19 and comparator issues;
- 20 • May 18, 2017 -- Plaintiffs to provide PwC with initial text for the joint letter brief to the
21 Court, including legal argument and attachments;
- 22 • May 22, 2017 -- PwC to provide Plaintiffs with initial text for the joint letter brief to the
23 Court, including legal argument and attachments; and
- 24 • May 26, 2017, by 3:00 p.m. PT -- the Parties to file the joint letter brief.

25 To the extent that the Parties’ negotiations in the interim are productive, the Parties may
26 inform the Court and request an extension of these dates.

27 Finally, given that there are two issues under consideration and given the substance of the
28 issues, the Parties request that each side be allowed up to five pages, in total, for briefing them.

1 Dated: May 12, 2017

2 /s/ Jahan C. Sagafi

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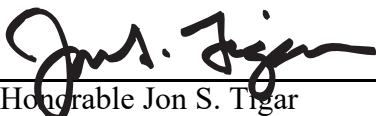
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ORDER

Pursuant to the Stipulation, it is so ORDERED.

Dated: May 16, 2017

By:


The Honorable Jon S. Tigar
UNITED STATES DISTRICT JUDGE